



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

1 Joseph Daniel Fernandez (GUARD/P) Case No. 13CEPR01025

Petitioner: Isabel Mary Cedillo (pro per)

Petition for Visitation

		ISABEL CEDILLO , paternal grandmother, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		ANNETTE FERNANDEZ , maternal grandmother, was appointed guardian on 1/23/14.	1. Need Notice of Hearing.
Cont. from			2. Need proof of service of the Notice of Hearing on: a. Annette Fernandez (guardian)
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 10/11/16
			Updates:
			Recommendation:
			File 1- Fernandez

			CHRISTINE CLARK , spouse, was appointed conservator on 8/13/14.	NEEDS/PROBLEMS/COMMENTS: Note: Minute order dated 6/20/16 - the Court removed Christine Clark as conservator and appointed the Public Guardian until a successor conservator could be appointed. At the hearing on 8/1/16 the Public Guardian requested a 60 day continuance indicating a conservatorship may not be necessary. Declaration of Deputy Public Guardian Gary Healy re: No Need for a Conservatorship was filed on 9/28/16.
Cont. from 062016, 080116				
	Aff.Sub.Wit.			
	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/11/16	
			Updates:	
			Recommendation:	
			File 2- Clark	

First and final Account and Report of Administrator and Petition for Its Settlement, and Petition for Final Distribution.

DOD: 1/31/10	LORENZO PEREZ SAMBRANO, Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 1/31/10 – 8/13/16	
Cont. from	Accounting - \$30,000.00	
Aff.Sub.Wit.	Beginning POH - \$30,000.00	
<input checked="" type="checkbox"/> Verified	Ending POH - \$30,000.00	
<input checked="" type="checkbox"/> Inventory	Administrator - waives	
<input checked="" type="checkbox"/> PTC	Attorney - waives	
<input checked="" type="checkbox"/> Not.Cred.	Distribution pursuant to intestate succession is to:	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail W/	Lorenzo Perez Sambrano - 1/6 interest in decedent's ½ interest in the real property.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Johnny Sambrano - 1/6 interest in decedent's ½ interest in the real property.	
<input checked="" type="checkbox"/> Letters 11/24/14		
Duties/Supp	Domingo Sambrano - 1/6 interest in decedent's ½ interest in the real property.	
Objections		
Video Receipt		
CI Report	Beatrice Nebre - 1/6 interest in decedent's ½ interest in the real property.	
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting	Isabel Sambrano Lopez - 1/6 interest in decedent's ½ interest in the real property.	
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice	Martin Sambrano - 1/6 interest in decedent's ½ interest in the real property.	

Reviewed by: KT
Reviewed on: 10/11/16
Updates:
Recommendation: SUBMITTED
File 3- Sambrano

Petition for Visitation

			EMILY FERNANDEZ , mother, is petitioner. JACK FRANK FERNANDEZ and LYDIA P. FERNANDEZ , maternal grandparents, were appointed guardians on 12/1/14.	NEEDS/PROBLEMS/COMMENTS:
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

5A Ellie Jubily Robertson (GUARD/P)**Case No. 14CEPR00944****Attorney: Katherine E. Donovan (for Cindy Robertson – Guardian)****Objector: Jarrod Grant Ritter (Pro per – Father)****Petition to Fix Residence Outside of California (Person Only)**

		CINDY ROBERTSON , maternal grandmother, was appointed guardian of the person on 2/13/2015, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 9/12/2016. Minute order dated 9/12/2016 states father requests a continuance to obtain counsel. Court admonishes that it will move forward on 10/17/2016, even if counsel has not been obtained. The Court further admonishes the parties to discuss the matter. Note: On 9/20/2016, Jarrod Ritter (father) filed an ex parte petition to move the minor back from Missouri to California alleging guardian had moved minor out of state. The matter was set for an OSC on 10/17/2016. – Please see related page 5B. See additional page.
Cont. from 091216			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
✓	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: SEF			
Reviewed on: 10/11/2016			
Updates:			
Recommendation:			
File 5A- Robertson			

5A

NEEDS/PROBLEMS/COMMENTS, *continued*:

Notes:

- After the move the guardian must serve a *Post-Move Notice of Change of Residence of the Ward* (Judicial Council form GC-080) on the minors' parents within 30 days of the move and then file the original with the court.
- If the petition is granted, a status hearing will be set on **Tuesday, April 18, 2017 at 9:00 am in Dept. 303** for the filing of proof of establishment of a guardianship in Missouri.

Order to Show Cause Re: Ex Parte Petition to Order Minor Back to California

		<p>CINDY ROBERTSON, maternal grandmother, was appointed guardian of the person on 2/13/2015, is petitioner.</p> <p>Guardian petitioned to fix the minor's residence outside California (to Missouri), stating in summary, she must relocate due to her own health and financial issues.</p> <p>JARROD RITTER (father) objected to the move.</p> <p>Minute order dated 9/12/2016 continued the petition to fix residence to 10/17/2016 at the father's request so he could obtain counsel.</p> <p>Subsequently, on 9/20/2016, father alleged the guardian had moved the minor to Missouri without the Court's permission and filed an ex parte petition to order the minor back to California.</p> <p>Court order dated 9/21/2016 ordered Cindy Robertson (guardian) to appear before the Court on 10/17/2015 and show cause why the guardianship should not be terminated for moving the minor out of California without the Court's permission. A clerk's certificate of mailing was effected on 9/21/2016.</p> <p>Guardian's response to the petition ordering minor back to California and the Court's OSC filed 9/21/2016.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: On 9/20/2016, Jarrod Ritter (father) filed an ex parte petition to move the minor back from Missouri to California alleging guardian had moved minor out of state. The matter was set for an OSC on 10/17/2016.</p>
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: SEF</p> <p>Reviewed on: 10/11/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 5B- Robertson</p>	

Attorney Heather H. Kruthers (for Public Administrator)

Probate Status Hearing Re: Filing of the First or Final Account

DOD: 7/1/2006	PUBLIC ADMINISTRATOR was Court-appointed as Administrator by <i>Minute Order</i> dated 8/10/2015.	NEEDS/PROBLEMS/COMMENTS: 1. Need first and/or final account, or verified status report pursuant to Probate Code § 12200, and proof of service of notice of the status hearing pursuant to Local Rule 7.5(B).
Cont. from	<i>Final Inventory and Appraisal filed 1/5/2016</i> shows an estate value of \$235,000.00 , consisting of real property. <i>Reappraisal for Sale</i> filed 1/5/2016 shows a reappraised value of real property of \$145,000.00 .	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	<i>Minute Order dated 8/10/2015</i> from the hearing on petition for probate filed 2/11/2015 by Jonathan Vaughn states, in pertinent part, the Court appoints the Public Administrator forthwith due to the Petitioner's inability to post bond and the fact that no other family member wishes to act at this time. Jonathan Vaughn and Donna Standard [<i>attorney for Jonathan Vaughn</i>] are order to turn over any and all oral and written information pertaining to the estate to the Public Administrator.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp	Court set status hearing on 10/17/2016 for filing of the first or final account.	
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG
		Reviewed on: 10/11/16
		Updates:
		Recommendation:
		File 6- Vaughan

Attorney Heather H. Kruthers (for Petitioner Public Guardian)

First and Final Account and Report of Conservator; Petition for Allowance of Compensation to Conservator and Attorney; for Authorization to Sell Personal Property

DOD: 8/1/2015		PUBLIC GUARDIAN , Conservator of the Person and Estate, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Court records show Court filing fees of \$78.00 are due and payable by Petitioner for charges on 6/23/2015 (apparently for certified copies of letters), which were made prior to the fee waiver granted on 9/1/2016. Court may wish to make an order regarding whether the outstanding Court fees are payable by Petitioner or will be waived at this time.
		Account period: 6/17/2015 – 8/1/2015	
		Accounting - \$236.39	
		Beginning POH - \$104.44	
Cont. from		Ending POH - \$236.39	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
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<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

1. Approving, allowing and settling the First and Final Account;
2. Authorizing the conservator and attorney fees and commissions;
3. Authorizing payment of the bond fee;
4. Authorizing Petitioner to sell the personal property on hand;
5. That there is no estate remaining to distribute to Decedent's heir, **STEVEN D. STUBBLEFIELD**, after payment of court-authorized commissions and fees; and
6. Authorizing Petitioner to impose a lien on the estate of the Deceased Conservatee for any unpaid balances of authorized fees and commissions.

Reviewed by: LEG

Reviewed on: 10/11/16

Updates:

Recommendation:

File 7- Stubblefield

First and Final Report; Petition for Approval of First and Final Report on Waiver of Account, for Allowance of Costs Advanced; for Payment of Attorney Fees; and for Final Distribution

DOD: 2/21/2015		MELISSA POSAS and MARK SANTOS , co-administrators with full IAEA without bond are petitioners. Accounting is waived. I&A - \$308,715.00 POH - \$122,471.09 (\$82,516.09 is cash) Co-administrators - waive Attorney - \$7,054.30 (less than statutory) X/O - \$6,086.25 For efforts associated with sale of real property that was under a threat of foreclosure and due to a number of sales attempts which fell through; sale was eventually successful. Also for litigation matters involving oral loans to different individuals resulting in research, demand letters and preparation of small claims complaints. One matter was reduced to judgment and another remains pending. Costs - \$1,745.21 filing, publication, probate referee, certified copy, recorder, service fees West America Bank - \$11,747.58 pay off balance of loan on 2013 Hyundai that is to be distributed to Melissa Posas per agreement among heirs Closing - \$500.00 <p align="center">See additional page.</p>	NEEDS/PROBLEMS/COMMENTS:
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
Letters 6/12/2015			
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
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<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: SEF
Reviewed on:
Updates:
Recommendation:
File 8- Santos

Distribution, pursuant to intestate succession, assignments and agreement among heirs, is to:

Ophelia Baiz	\$13,845.69 (per assignments of interest)
Michael Santos	\$13,845.69
Melissa Posas	\$13,845.69 (plus 2013 Hyundai per agreement among heirs)
Mark Santos	\$13,845.69

To: Melissa Posas, Mark Santos, Michael Santos and Ophelia Baiz:

Judgment in Case no. 16CESC00463 - \$10,155.00

Loan to Krissy Torres – balance due: \$2,300.00

Lawsuit titled *Mark Posas and Mark Santos v. Viola Hernandez* in Case no. 16CESC01415) – seeking judgment for \$10,000.00

Loan to Viola Hernandez – original amount of \$19,230.00; balance of loan being sought in Case no. 16CESC01415)

Loan to Viola Hernandez and Christina Torrez – balance due: \$4,000.00

Probate Status Hearing RE: Filing of the First or Final Account

DOD: 5/30/2015	CHRISTOPHER KEMMER , son, was appointed administrator with full IAEA without bond on 8/10/2015. <i>Letters issued 8/12/2016.</i> Minute order dated 8/10/2015 set this hearing for the filing of the first and final account.	NEEDS/PROBLEMS/COMMENTS: <p style="text-align: center;">OFF CALENDAR.</p> First and final account was filed 10/6/2016 and set for hearing 11/17/2016.
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: SEF
		Reviewed on: 10/11/2016
		Updates:
		Recommendation:
		File 9- Kemmer

Status RE: Administration and Filing of the Inventory and Appraisal

DOD: 2/24/15		SPECIAL ADMIN EXPIRES 10/17/16	NEEDS/PROBLEMS/COMMENTS:
		The PUBLIC ADMINISTRATOR was appointed Special Administrator on 4/18/16, and Administrator on 6/13/16.	<ol style="list-style-type: none"> 1. Need status report from PA pursuant to Local Rule 7.5. 2. If full administration will be completed, need publication for jurisdiction pursuant to Probate Code §8120. 3. If full administration will be completed, need Final Inventory and Appraisal pursuant to Probate Code §8800.
		At hearing on 6/13/16, the Court set this status hearing re filing the I&A.	
		Due to various issues re this matter, the PA submitted and the Court issued further Letters of Special Administration rather than general administration. See below note re history.	
Aff.Sub.Wit.		<p>Note re history: The original petition for probate filed 8/14/15 by possible creditors Jim Carter and Debra Burgess, had numerous deficiencies including but not limited to lack of publication; therefore, the Court appointed the PA to review whether administration was necessary.</p> <p>A declaration by Debra Burgess filed 5/20/16 clarified their relationship to the decedent – they were attempting to assume certain debt of \$10,000 secured by the decedent's residence from a lender. The declaration appeared to attempt to cure defects in their original petition; however, no formal amendment was filed.</p> <p>The Court appointed the PA as Administrator on 6/13/16 and set this status hearing; however, upon discussion, it was noted that publication must occur for jurisdiction for administration; therefore, due to lack of funds to publish, further special administration was ordered with an expiration date of 10/17/16.</p>	
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen		<p>Note: According to an I&A filed prematurely by the original petitioners without appointment, the estate will contain real property valued at \$140,000 and personal property (the contents of the home) valued at \$28,740 (total value \$168,740). The PA's status report filed 6/2/16 stated Jim Carter did not turn over the keys, and reportedly checks on the home weekly although he resides in the Bay Area.</p> <p>Note: The original petitioners obtained a nomination from the niece. According to various file documents, the decedent was survived by cousins and a niece; however, it does not appear that a family tree has been provided to the Court for verification of notice and heirship under intestate succession.</p>	
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA		Reviewed by: skc	
Citation		Reviewed on: 10/11/16	
FTB Notice		Updates:	
		Recommendation:	
		File 10- Manson	

Status RE: Administration and Filing of the Inventory and Appraisal

DOD: 6/21/15	SPECIAL ADMIN EXPIRES 10/17/16	NEEDS/PROBLEMS/COMMENTS:
	The PUBLIC ADMINISTRATOR was appointed Special Administrator on 3/28/16, and Administrator on 5/9/16.	<u>Minute Order 5/9/16:</u> The Court appoints the Public Administrator and orders the PA to immediately notify all proper authorities to pursue any and all civil and criminal actions.
	At hearing on 5/9/16, the Court set this status hearing re filing the I&A.	4. Need status report from PA pursuant to Local Rule 7.5.
Aff.Sub.Wit.	Due to various issues re this matter, the PA submitted and the Court issued further Letters of Special Administration rather than general administration. See below note re history.	5. If full administration will be completed, need publication for jurisdiction pursuant to Probate Code §8120.
Verified		6. If full administration will be completed, need Final Inventory and Appraisal pursuant to Probate Code §8800.
Inventory		<u>Note:</u> Mr. Sandoval's petitions were filed with a fee waiver. If assets are recovered/distributed pursuant to this estate, all fees will be due to the Court.
PTC		<u>Note:</u> Two Creditor's Claims have been filed in this estate, as well as a Notice of Lien by CourtCall, LLC.\
Not.Cred.		Reviewed by: skc
Notice of Hrg	<u>Note re history:</u> JOSEPH G. SANDOVAL, Beneficiary, filed a Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Estate under IAEA on 1/4/16.	Reviewed on: 10/11/16
Aff.Mail	The Petition requested that the decedent's holographic will dated 6/7/95 be admitted to probate and estimated the value of the estate as follows:	Updates:
Aff.Pub.	Personal property: \$10,000	Recommendation:
Sp.Ntc.	Real property: \$45,000	File 12- Watson
Pers.Serv.	<u>(\$230,000 less encumbrance of \$185,000)</u>	
Conf. Screen	Total: \$55,000.	
Letters		
Duties/Supp	Mr. Sandoval also filed an Ex Parte Petition for Letters of Special Administration to obtain information in connection with certain transactions described in the Ex Parte Petition. (See document for details.) However, he was unable to appear at the hearing and the Ex Parte Petition for Special Administration was denied on 1/25/16.	
Objections		
Video Receipt		
CI Report		
9202 Order		
Aff. Posting	At the continued hearing on the Petition for Probate of Will on 3/28/16, the petitioner requested that the Public Administrator be appointed. The Court so ordered and set status hearing re assessment of the estate for 5/9/16.	
Status Rpt		
UCCJEA	The PA filed a status report on 5/6/16 requesting additional time. See Page 2 for details.	
Citation		
FTB Notice	<u>SEE ADDITIONAL PAGES</u>	

Page 2 - Status Report filed 5/6/16 by the Public Administrator states: Deputy PA Susan Sparke spoke with Joseph Sandoval, his niece Esperanza Ruiz-Morris, and Regina Martinez, who identified herself as a legal document assistant who works as an independent paralegal. Mr. Sandoval, the lifelong partner of the decedent, alleges that a man named Dearil White obtained Power of Attorney for the decedent toward the end of his life and as such was able to access and receive the decedent's social security and retirement checks. Mr. Sandoval alleged that Mr. White used the decedent's identity to purchase two vehicles, both of which have been repossessed. The real property was set to go to foreclosure in January, but has not yet been lost.

Ms. Sparke visited the property and spoke to the tenant, who reported that she and her husband paid Dearil White \$1,600 when they moved into the residence in April 2014 and had been paying him \$800/month until they recently heard that the property may be in foreclosure. The tenant advised that Mr. White had taken mail addressed to the decedent that was delivered to the property. In addition, a neighbor reported that Mr. White said the decedent had donated the property to the church that Mr. White is affiliated with.

Ms. Sparke is also aware of a small amount of unclaimed property with the State of California and two bank accounts at Wells Fargo.

Based on the allegations and this information, Ms. Sparke intends to take the following action:

- Contact the lender to ensure that foreclosure can be postponed to allow time to determine if the amount can be paid and the property saved.
- Request statements from Wells Fargo to confirm that Dearil White was listed as agent under a POA and review activity after the decedent died.
- Check credit reports to determine if Dearil White or any other person stole the decedent's identity.
- Check with DMV to determine if there are any car registrations to evidence the purchase of vehicles in the name of the decedent.
- Contact Social Security and California State Teacher's Retirement System regarding directly deposited checks.

Ms. Spark was advised by Ms. Ruiz-Morris that she attempted multiple times to file a police report re identity theft. She will follow up regarding the report.

The Public Administrator was advised by the Court that Mr. White had been appointed as Administrator of his mother's estate (Polly Ann White 14CEPR00469) on 12/11/14. He failed to file a first account and a status hearing was continued to 4/21/16. In addition, the Court advised Mr. White's attorney that a bench warrant had been issued for Mr. White in a contempt proceeding for non-payment of child support.

The Public Administrator was told that the decedent resided in a room and board facility called New Hope House. Ms. Sparke learned that Mr. White's wife, Juliana Brantley, is the CEO of New Hope House. This certainly would have provided opportunity for Mr. White to unduly influence the decedent and even steal from him.

Given the number of allegations and entities that the PA needs to contact, a 90 day continuance was requested.

**Report of Executor and Petition for Allowance of Statutory fees and
Reimbursement of Costs, and for Final Distribution on Waiver of Accounting**

DOD: 2/7/2016		JAMES RICHARD CAPOZZI , son and Executor with full IAEA without bond, is petitioner. Sole heir waives accounting. I&A - \$265,096.00 POH - \$265,096.00 (\$3,596.00 is cash) Executor - waives Attorney - \$8,301.92 (statutory) Costs - \$1,587.00 (filing, publication, certified copy and probate referee fees) Distribution, pursuant to decedent's Will is to: James Richard Capozzi \$3,596 cash, real property and personal property	NEEDS/PROBLEMS/COMMENTS:
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
Letters 4/5/2016			
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: SEF	
		Reviewed on: 10/11/2016	
		Updates:	
		Recommendation: SUBMITTED	
		File 13- Capozzi	

Status RE: Receipt for Blocked Account

		<p>AMALIA ALVAREZ, Mother, was appointed Guardian of the Estate on 4/4/16 with bond of \$422,400.00 and all funds placed into a blocked account.</p> <p>At the hearing on 4/4/16, the Court set this status hearing re receipt for blocked account.</p> <p>Per Minute Order 6/13/16, funds must be deposited in a blocked account. The Court does not order bond at this time. Letters may issue.</p> <p>Letters issued 6/21/16.</p> <p>Note: Minute Order 4/4/16 states: The Court orders funds be placed into a blocked account upon receipt. This Court would be open to investment of the funds in the future, and would be looking for Counsel to provide specifications/projections with regard to the investment.</p> <p>Declaration of Petitioner Amalia Alvarez in Support of Request for Monthly Support Payable from Minor's Estate Funds; Costs and Expense Reimbursement for Petitioner; Attorney's Fees and Cost Reimbursement for Attorney was filed 7/28/16.</p> <p style="text-align: center;"><u>SEE PAGE 2</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 9/12/16:</u> Counsel requests 30 days.</p> <p><u>Minute Order 8/1/16:</u> Counsel represents that she is looking into investments for the funds; the Court will allow the funds to remain as deposited for now. Counsel is to provide additional information regarding justification of the requested monthly support. The Court approves the attorney fees, and the \$52 in costs for certified copies, but does not allow the \$30 for Odyssey filing fees. Counsel will submit an order. (Order signed 8/5/16.)</p> <p><u>Note:</u> The following issue remains noted for reference:</p> <p>1. Receipt filed 7/26/16 reflects \$340,005.00 was deposited to a blocked account at EECU. I&A filed concurrently reflects this amount as well.</p> <p>However, the balance is over the FDIC limit of \$250,000.00 (see Probate Code §2453 re insured account).</p> <p>Additionally, Petitioner originally estimated the amount the minor was to receive at \$384,000.00, but the amount deposited was only \$340,005.00.</p> <p>Therefore, Need clarification re the deposit amount; and need funds broken up so accounts do not exceed insurance limits.</p>
Cont. from 051616, 061316, 071816, 080116, 091216			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: skc	
		Reviewed on: 10/11/16	
		Updates:	
		Recommendation:	
		File 14- Walker	

Page 2

Declaration filed 7/28/16 states at the time of Kaliah's birth, she was dating and living with Kaliah's father, Michael Walker. Although Petitioner worked full time after the first few months of her birth, Mr. Walker provided the majority of financial support for the family.

Petitioner states she has another daughter, Alexis Abarca, whose biological father is alive and they share custody 50/50. Due to that timeshare, and the fact that they make approximately the same amount of money, neither pays support to the other, and they share costs equally for Alexis.

However, Mr. Walker, as the live-in male in the house, had taken seriously the duties of Alexis' father in all ways, including her financial support. He worked full time and brought in a monthly average of between \$4,000-\$6,000 per month, which he used to support the family.

Mr. Walker died in a motor vehicle accident on 7/25/14, and Petitioner has attempted to support herself and the girls on her salary alone of approx. \$2,440 per month. She also receives a monthly stipend of \$1,049.00 per month from Social Security on Kaliah's behalf for her deceased father.

Petitioner filed an Income and Expense declaration on 5/10/16 showing her expenses are approx.. \$3,484.00 per month. After taxes from her gross pay, the net and social security barely allow her to support the girls, especially as they are growing and need clothing, school supplies, extracurricular activities, medical assistance, etc.

Petitioner states she realizes that the monies received on behalf of Kaliah in her minor's account are from the proceeds of Mr. Walker's accidental death policy and are for her future; however, he was too young to realize that by leaving the policy beneficiary directly in Kaliah's and Alexis' names, the funds would not be given to her to help raise them. This was not his intention as he told her many times that she didn't have to worry about raising the girls if something were to happen to him.

Since the gross amount that Michael brought in was in excess of \$4,000-\$6,000 per month, Petitioner asks the Court to award her support from Kaliah's account to assure that she is afforded the best opportunities she can afford.

They currently do not live in a very good area. Petitioner would like to move to a better school district and needs support to do that. **She is asking for \$2,000.00 per month from Kaliah's funds to assist with her support.**

Petitioner also requests reimbursement of the filing fee of \$435.00, which she paid from her own funds.

Petitioner states her attorney, Linda Durost, has prepared documents to initiate this guardianship and has been kind enough to charge a minimal charge of **\$1,800.00 as a flat fee**, plus **\$30.00 for Odyssey** filing fees and **\$52.00 for certified copies** of the father's death certificate. Petitioner requests to pay the attorney's fees and costs.

Status RE: Receipt for Blocked Account

		<p>AMALIA ALVAREZ, Mother, was appointed Guardian of the Estate on 4/4/16 with bond of \$102,000.00 and all funds placed into a blocked account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 9/12/16:</u> Counsel requests 30 days.</p>
		<p>At the hearing on 4/4/16, the Court set this status hearing re receipt for blocked account.</p>	<p><u>Minute Order 8/1/16:</u> Counsel is to provide additional information regarding justification of the requested monthly support. The Court approves the attorney fees. Counsel will submit an order. (Order signed 8/5/16.)</p>
Cont. from 051616, 061316, 071816, 080116, 091216		<p>Per Minute Order 6/13/16, funds must be deposited in a blocked account. The Court does not order bond at this time. Letters may issue.</p>	<p>Note: The following issue remains noted for reference:</p>
Aff.Sub.Wit.		<p>Letters issued 6/21/16.</p>	<p>2. Receipt filed 7/26/16 reflects \$85,000.00 was deposited to a blocked account at EECU.</p>
Verified			
Inventory		<p>Note: Minute Order 4/4/16 states: The Court orders that the funds be placed into a blocked account upon receipt. This Court would be open to investment of the funds in the future, and would be looking for Counsel to provide specifications/projections with regard to the investment. The issue of bond is taken under advisement by the Court. Counsel may provide additional justification regarding the support issue in this matter.</p>	<p>I&A filed concurrently reflects this amount as well.</p>
PTC			
Not.Cred.		<p>Declaration of Petitioner Amalia Alvarez in Support of Request for Monthly Support Payable from Minor's Estate Funds; Costs and Expense Reimbursement for Petitioner; Attorney's Fees and Cost Reimbursement for Attorney was filed 7/28/16.</p>	<p>However, Petitioner originally estimated that the minor was to receive at \$96,000.00.</p>
Notice of Hrg			
Aff.Mail		<p>SEE PAGE 2</p>	<p>The Court may require clarification regarding the amount deposited.</p>
Aff.Pub.			
Sp.Ntc.		<p>Reviewed by: skc</p>	<p>Reviewed on: 10/11/16</p>
Pers.Serv.			
Conf. Screen		<p>Updates:</p>	<p>Recommendation:</p>
Letters			
Duties/Supp		<p>File 15- Abarca</p>	
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Page 2

Declaration filed 7/28/16 states she shares 50/50 custody of Alexis with Alexis's father, Octavio Abarca. Because they make approx. the same wages and share custody, neither pays support to the other. They do their best to share expenses, but sometimes Petitioner ends up paying more than he does.

Petitioner has another daughter, Kaliah Walker, whose father is deceased. Mr. Walker was the live-in male in the house and had taken seriously the duties of Alexis' father in all ways, including her financial support. He worked full time and brought in a monthly average of \$4,000-\$6,000 per month, which he used to support the entire family. The funds in Alexis' minor's account were proceeds from an accidental death policy that Mr. Walker carried on himself in case of disability or death.

Mr. Walker died in a motor vehicle accident on 7/25/14, and Petitioner has attempted to support herself and the girls on her salary alone of approx. \$2,440 per month gross.

Petitioner filed an Income and Expense declaration on 5/10/16 showing her expenses are approx.. \$3,484.00 per month. After taxes from her gross pay, the net and social security barely allow her to support the girls, especially as they are growing and need clothing, school supplies, extracurricular activities, medical assistance, etc.

Petitioner states she realizes that the monies received on behalf of Alexis in her minor's account are from the proceeds of Mr. Walker's accidental death policy and are for her future. However, she believes it was Michael's intent that she would receive the funds to help raise them. He told her many times that she would not have to worry about raising the girls if something were to happen to him. She doesn't think he really understood that the effect of the beneficiary designation forms for his insurance would be distributed in the manner that they are.

Since the gross amount that Michael brought in was in excess of \$4,000-\$6,000 per month, Petitioner asks the Court to award her support from Alexis' account to assure that she is afforded the best opportunities she can afford.

They currently do not live in a very good area. Petitioner would like to move to a better school district and needs support to do that. **She is asking for \$500.00 per month from Alexis' funds to assist with her support.**

Petitioner also requests reimbursement of the filing fee of \$435.00, which she paid from her own funds.

Petitioner states her attorney, Linda Durost, has prepared documents to initiate this guardianship and has been kind enough to charge a minimal charge of **\$1,800.00 as a flat fee**. Petitioner requests to pay the attorney's fee.

Petitioner

Brown, Bobbiette (Pro Per – Daughter – Petitioner)

Petition for Appointment of Probate Conservator of the Person

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: <u>Minute Order 8/1/16:</u> Continued for reciprocal investigation. The following issues remain noted: 1. Need advisement of rights and investigation per Probate Code §§ 1823, 1826. 2. Need video receipt per Local Rule 7.15.8.A.
Cont. from 061616, 080116				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W		
	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt	X		
	CI Report	X		
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
✓	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 10/11/16	
			Updates:	
			Recommendation:	
			File 16- Brown	

Attorney Michael N. Splivalo (for Petitioners Darrell Short and Heidi Short)

Petition for Appointment of Guardian of the Person

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
		DARRELL L. SHORT and HEIDI SHORT,	<u>Continued from 8/22/2016.</u> Minute Order states examiner notes provided in open court.
		maternal grandfather and step-grandmother, are Petitioners.	
Cont. from 082216			The following issues from the last hearing remain:
	Aff.Sub.Wit.		
✓	Verified		1. Need proof of personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i> , or <i>Consent to Appointment of Guardian and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for:
	Inventory		
	PTC		• Crystal A. Woodson, mother (<i>Proof of Service by Mail</i> filed 10/4/2016 is insufficient.)
	Not.Cred.		
✓	Notice of Hrg		2. Need proposed order and proposed letters.
✓	Aff.Mail	W/	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.		
✓	Conf. Screen		
	Letters	X	
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
	Order	X	
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 10/11/16
			Updates:
			Recommendation:
			File 17- Turner

Petitioner Denise Bolton (Pro Per, maternal grandmother)

Petition for Appointment of Guardian of the Person

NO TEMPORARY REQUESTED			NEEDS/PROBLEMS/COMMENTS:
DENISE BOLTON , maternal grandmother, is Petitioner.			
<p align="center">~Please see Petition for details~</p>			<p>Continued from 9/12/2016. Minute Order states examiner notes provided in open court.</p> <p>The following defects from the last hearing remain:</p> <ol style="list-style-type: none"> Need proof of personal service of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for: <ul style="list-style-type: none"> Keith Bellamy, father. Need proof of service by mail of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for: <ul style="list-style-type: none"> Paternal grandparents.
<p>Court Investigator's Report was filed on 9/2/2016.</p>			
<p>Cont. from 091216</p>			<p>Note: Proof of Service by Mail filed 9/19/2016 is insufficient; Declaration filed 9/29/2016 states father was served by text message and U.S. mail, with copies of certified mail receipt; Court may require personal service to the father per Probate Code § 1511(b)(3).</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	X	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	Clearances		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 10/12/16
			Updates:
			Recommendation:
			File 18- Bellamy

Petition to Determine Succession to Real Property

DOD: 2/9/2001	MARY ESPINOSA , daughter, is petitioner	NEEDS/PROBLEMS/COMMENTS:
	40 days since DOD	Continued to 11/14/2016 @ request of petitioner.
	No other proceedings	
Cont. from 091216	I&A - \$55,000.00	Need AMENDED petition based on but not limited to the following issues:
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate	
<input checked="" type="checkbox"/> Verified	Petitioner requests court determination that decedent's 100% interest in real property located at: 414 S. Backer Avenue, Fresno, CA passes to petitioner in its entirety.	1. Case was opened with a fee waiver. Court fees are considered costs of administration; therefore, fees must be paid prior to an order being signed.
<input type="checkbox"/> Inventory		2. Attachment 14 of petition indicates that decedent was survived by four adult children. All heirs entitled to succeed to decedent's real property must petition together. (Prob C§ 13152(a))
<input type="checkbox"/> PTC		3. Items 9a(1),(2) of the petition were not answered regarding if decedent was survived by a spouse.
<input type="checkbox"/> Not.Cred.		4. Items 9a(3),(4) of the petition were not answered regarding if decedent was survived by a registered domestic partner.
<input type="checkbox"/> Notice of Hrg	x	5. Items 9a(7),(8) of the petition were not answered regarding if decedent was survived by issue of predeceased child.
<input type="checkbox"/> Aff.Mail	x	6. Need Attachment 11 to petition containing the legal description of the real property and its APN number, and decedent's interest in the real property.
<input type="checkbox"/> Aff.Pub.		7. Item 5 of the inventory and appraisal is incomplete regarding the property tax certificate.
<input type="checkbox"/> Sp.Ntc.		8. Need proof of service of <i>Notice of Hearing</i> with at least 15 days notice on all parties listed on item 14 of petition. (Prob C§ 13153)
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		Reviewed by: SEF
<input type="checkbox"/> Status Rpt		Reviewed on: 10/11/2016
<input type="checkbox"/> UCCJEA		Updates:
<input type="checkbox"/> Citation		Recommendation:
<input type="checkbox"/> FTB Notice		File 19- Banuelos

Petitioner

Moreno, Fernando Ruben (Pro Per – Half-Brother – Petitioner)

Petitioner

Olguin, Angelique Marie (Pro Per – Non-relative – Petitioner)

Petition for Appointment of Guardian of the Person

See petition for details.			NEEDS/PROBLEMS/ COMMENTS:
			<p><u>Minute Order 8/29/16 (Temp)</u>: Both parents receive paperwork. Mother objects to petition and father is in favor as of now. Parents need to provide contact information to the Court Investigator. The petition is granted to preserve status quo. The Court orders supervised visitation for both parents – see minute order for details.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on: <ul style="list-style-type: none"> - Bobby Averitt (Pat. Grandfather) - Pat. Grandmother (Not listed)
<input type="checkbox"/>	Aff.Sub.Wit.		
✓	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
✓	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10/11/16
			Updates:
			Recommendation:
			File 20- Moreno

Petitioner: Maria Martinez De Garcia (pro per)

Petition for Appointment of Guardian of the Person

			THERE IS NO TEMPORARY. No temporary was requested.	NEEDS/PROBLEMS/COMMENTS:
			MARIA MARTINEZ DE GARCIA, maternal grandmother, is petitioner.	1. Petition indicates the paternal grandfather is unknown. If the court does not dispense with notice will need proof of service of the Notice of Hearing along with a copy of the Petition on the unknown grandfather.
Cont. from			Please see petition for details.	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/12/16	
			Updates:	
			Recommendation:	
			File 21- Bazada	

22 Unique Armstrong and Jaree Armstrong (GUARD/P)

Case No. 16CEPR00848

Petitioner Armstrong, Connie (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Guardian of the Person

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. If this petition goes forward, need continuance for investigation and clearances per Probate Code §1513. 2. UCCJEA filed 8/15/16 is incomplete as to the questions on Page 2. Need amended UCCJEA (Form GC-120). 3. A copy of the petition was not included with the service of the Maternal Grandfather. The Court may require amended service. 4. Petitioner states the father(s) and paternal grandparents are unknown. Need declaration of due diligence. If diligence is not found, need notice pursuant to Probate Code §1511.
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	w/o		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	x		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report	x		
	Clearances	x		
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 10/11/16	
			Updates:	
			Recommendation:	
			File 22- Armstrong	

Spousal or Domestic Partner Property Petition

DOD: 12/12/15		<p>DELORIS SIMMONS, Surviving Spouse, is Petitioner.</p> <p>No other proceedings</p> <p>Decedent died intestate</p> <p>Petitioner states she and the decedent were married on 12/12/85 and had been married continuously for 30 years at the time of his death. At the time of their marriage, the decedent was employed by United Western Industries, Inc., a California corporation, that had been formed by the decedent prior to his marriage to Petitioner. He had very little property other than his interest in the stock of the corporation that he had formed and which constituted the source of virtually all his income. The decedent had not accumulated any wealth at the time of his marriage from his ownership of UWI or from his position there. Even though the corporation had been formed several years before the marriage, it was still in its fledgling stages at the time of the marriage, and did not have significant value.</p> <p>During the marriage, L.G. continued to work at the company and draw a salary as an officer, which was community property. Petitioner was also put on the payroll for various services. After their marriage, the business prospered and the value of the corporation increased.</p> <p>In 2011, L.G. and Deloris entered into a Stock Transfer Agreement with a long-term employee in which it was contemplated that the employee would buy the stock of the corporation to facilitate an orderly transition of management. The fact that both L.G. and Deloris were parties to the agreement as husband and wife was a clear indication that the stock was community property.</p> <p>During the marriage, L.G. and Deloris commingled all of their property, holding their accumulated wealth in joint names and not having any separate accounts or designations. The decedent and Petitioner considered all their property as community property regardless of the type or situs of such property or the manner in which it was held, including the stock.</p> <p>Petitioner requests court confirmation that her one-half community property interest in 114.75 shares of UWI, Inc., belongs to her, and the decedent's one-half community property interest in 114.75 shares of UWI, Inc., passes to her.</p>	NEEDS/PROBLEMS/COMMENTS:	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: skc

Reviewed on:
10/12/16

Updates:

Recommendation:
SUBMITTED

File 23- Simmons

24 Wisner Wrinkle Young (F/MARR)**Case No. 16CEPR00884****Petitioner Wisner Wrinkle Young (Pro Per, spouse)****Attorney Kristen M. Gates (for Ashley Vang Yang, only for 10/17/2016 hearing, per Limited Scope Representation filed on 9/12/2016)****Petition to Establish Fact of Marriage**

		WISHER WRINKLE YOUNG is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 9/12/2016. Minute Order states the Court orders that the Court's Hmong Interpreter be present in Department 303 before any other court rooms on 10/17/2016.
		~Please see Petition for details~	
Cont. from 091216		Declaration in Support of Petition to Establish Fact, Date, and Place of Marriage (and attachments) filed by WISHER WRINKLE YOUNG on 8/23/2016.	The following issue from the last hearing remains: 1. <u>The instant Petition is improper.</u> Item 5(a) of the Declaration in Support of Petition filed on 8/23/2016 is incomplete regarding Petitioner's marriage license and the date of license; however, Item 5(a) requires that Petitioner supply the Court with a copy of his marriage license , which is required for a valid marriage in California, and the procedure which Petitioner seeks to use by filing the instant Petition cannot establish the validity of a California marriage if no marriage license was obtained. It appears the Court cannot find that Petitioner's marriage is a valid California marriage pursuant to Family Code § 306, which provides that an authenticated marriage license "shall be returned to the county recorder of the county where the marriage license was issued." Pursuant to Health and Safety Code § 103450, the purpose of using this Petition to obtain an order establishing the fact of marriage is to obtain a certificate to replace one which was never registered, or to obtain a certified copy of the registration when the original records were lost or destroyed. Thus, the procedure is designed to cure a failure to register a California marriage, not to establish that a marriage exists.
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
✓	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Response to Petition to Establish Fact, Date and Place of Marriage filed by ASHLEY YANG on 9/12/2016. (Proof of Service by Mail filed 9/12/2016 shows the Response to Petition to Establish Fact, Date and Place of Marriage filed by ASHLEY YANG on 9/12/2016 was served by mail to WISHER WRINKLE YOUNG on 9/9/2016.)	
		Notice of Limited Scope Representation filed 10/7/2016. (Proof of Service by Mail shows copy of the Notice of Limited Scope Representation was served to WISHER WRINKLE YOUNG on 10/7/2016.)	
		Declaration of ASHLEY VANG YANG in Support of Response to Petition to Establish Fact, Date and Place of Marriage filed 10/7/2016. (Proof of Service by Mail filed 10/7/2016 shows the Declaration of ASHLEY VANG YANG in Support of Response to Petition to Establish Fact, Date and Place of Marriage filed by ASHLEY YANG on 10/7/2016 was served by mail to WISHER WRINKLE YOUNG on 10/7/2016.)	
		Reviewed by: LEG	
		Reviewed on: 10/12/16	
		Updates:	
		Recommendation:	
		File 24- Young	

Attorney James D. Burnside, III (for Petitioner Karyn Dyan Klatt, step-granddaughter)

Petition to Determine Validity of Purported Trust Amendment and for Constructive Trust

DOD: 10/20/2015		KARYN DYAN KLATT , step-granddaughter, is Petitioner. Petitioner states: <ul style="list-style-type: none"> Decedent was unmarried at the time of her death; she left two surviving children, and issue of one predeceased child; Decedent's two surviving children are her stepsons: Respondent ROD M. LAKOVICH, and JOHN A. LAKOVICH; Decedent's one predeceased child was stepdaughter, MARY J. TIKKER (DOD 6/4/2014), whose issue are daughters: Petitioner KARYN DYAN KLATT, and CHER EILEEN INGRAM; On 5/28/2010, Decedent executed the RESTATEMENT Dated 5/28/2010 of the LAKOVICH FAMILY TRUST OF 1996 dated 3/12/1996 (copy attached as Exhibit A); In the RESTATEMENT, Decedent made specific bequests totaling \$22,000.00 to grandchildren and nieces; In the RESTATEMENT, Decedent directed that the remainder of the Trust estate be distributed in 1/3 equal shares to her then three living children: ROD M. LAKOVICH, MARY J. TIKKER, and JOHN A. LAKOVICH, and by right of representation to any child who is deceased; ~Please see additional page~	NEEDS/PROBLEMS/COMMENTS: <ol style="list-style-type: none"> <i>Petition</i> states a copy of the Decedent's RESTATEMENT Dated 5/28/2010 of the LAKOVICH FAMILY TRUST OF 1996 dated 3/12/1996, is attached as Exhibit A; however, no Exhibit A is attached. Further, <i>Petition</i> states a copy of the FIRST AMENDMENT to the LAKOVICH FAMILY TRUST OF 1996 is attached as Exhibit B; however, no Exhibit B is attached. Need Exhibit A and Exhibit B to the <i>Petition</i>. Pursuant to Probate Code § 17201, <i>Petition</i> does not but should state the names and addresses of each trust <u>beneficiary</u> entitled to notice of the <i>Petition</i>. Need proof of service by mail of 30 days' notice prior to hearing for all Trust beneficiaries pursuant to Probate Code §§ 15804(a) and 17203(a)(2). (<i>Note: Proof of Service by Mail filed 8/25/2016 is insufficient to provide this information to the Court; if the persons listed on the proof comprise all Trust beneficiaries and persons entitled to notice, further notice is not required, but the information must be separately provided to the Court.</i>) Need proposed order pursuant to Local Rule 7.1 which provides a proposed order shall be submitted with all pleadings that request relief. 	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
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<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			X
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		Reviewed by: LEG Reviewed on: 10/12/16 Updates: Recommendation: File 25- Lakovich		

Petitioner states, continued:

- On 6/26/2014, a mere 22 days after the passing of **MARY J. TIKKER** on 6/4/2014, Decedent executed the **FIRST AMENDMENT to the LAKOVICH FAMILY TRUST OF 1996** (copy attached as Exhibit B);
- In the **AMENDMENT**, Decedent deleted the 1/3 share of the remainder to be distributed to **MARY J. TIKKER** by right of representation and increased the share to be distributed to Respondent **ROD M. LAKOVICH** from 1/3 share to a 2/3 share, and still by right of representation;
- In addition, the **AMENDMENT** nominated Respondent **ROD M. LAKOVICH** as the successor trustee upon the Decedent's death;
- Petitioner requests this Court rescind and nullify the **AMENDMENT** on the ground it was executed as a direct and proximate result of undue influence exerted by Respondent **ROD M. LAKOVICH**, consisting of:
 - Respondent **ROD M. LAKOVICH** occupied a position of trust and confidence with Decedent prior to and at the time of her execution of the **AMENDMENT**; at the time executed the **AMENDMENT** she relied upon and had trusted Respondent to assist her with her financial matters;
 - Due to Decedent's advanced age and failing health, Decedent was easily influenced and controlled by Respondent **ROD M. LAKOVICH**;
 - Respondent **ROD M. LAKOVICH** actively procured the **AMENDMENT** aimed at gaining control of Decedent's assets and acquiring for himself the 1/3 share of the remainder of the Trust that would otherwise have passed to Petitioner and her sister; Respondent participated in arranging for the preparation of the instrument and the execution of the same by the Decedent;
 - The disposition of the Decedent's estate as provided in the **AMENDMENT** conferred an undue benefit on Respondent **ROD M. LAKOVICH**; Petitioner and her sister always enjoyed a loving relationship with Decedent; Respondent **ROD M. LAKOVICH**, however, took active steps to cause Decedent to execute the **AMENDMENT** at a time when she was deeply saddened and distraught by her daughter's recent passing just weeks earlier;
 - Respondent **ROD M. LAKOVICH** caused the **AMENDMENT** to be prepared in the manner whereby he would inherit the 1/3 share that would otherwise have passed to **MARY J. TIKKER** by right of representation; such a distribution is therefore unnatural, cutting off Petitioner and her sister, who were among the natural objects of Decedent's bounty, from any substantial distributions;
- By virtue of the exertion of undue influence over Decedent, Respondent **ROD M. LAKOVICH** now holds title to an equal 1/3 remainder of the Trust assets, as well as any proceeds therefrom, as constructive trustee for the benefit of Petitioner and her sister, who are entitled to a distribution from the Trust without reference to the **FIRST AMENDMENT**;
- Petitioner believes the principal place of administration of the Trust is Fresno County, and that Respondent **ROD M. LAKOVICH** is administering the Trust in his capacity as the sole successor trustee.

~Please see additional page~

Petitioner prays for a Court Order finding that:

1. The **FIRST AMENDMENT** is void due to undue influence exerted by Respondent **ROD M. LAKOVICH** upon the Decedent;
2. Respondent **ROD M. LAKOVICH** holds a 1/3 share of the Trust in trust for the benefit of Petitioner and her sister without reference to the **FIRST AMENDMENT**; and
3. For costs of suit incurred herein.

Petition for Probate of Will and Letters Testamentary with IAEA

DOD: 3/1/2016		KATHLEEN A. KUBO , daughter and named executor without bond, is petitioner Full IAEA – o.k. Will dated 7/21/2015 Residence: Kerman Publication: Fresno Business Journal Estimated value of Estate: Personal property \$ 174,198.00 Annual gross income: \$ 0.00 Real property: \$ 0.00 Total: \$ 174,198.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: 1. Publication was in the Fresno Business Journal. However, #3b of petition indicates decedent was a resident of Kerman, requiring publication in the Kerman News (Local Rule 7.9A). Need clarification or declaration re: substantial compliance pursuant to Probate Code 8122. Note: If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> • Tuesday, March 21, 2017 for filing the inventory and appraisal • Tuesday, January 2, 2018 for filing the first account or petition for final distribution Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			s/p
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<input checked="" type="checkbox"/>	Aff.Mail			
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: SEF Reviewed on: 10/12/2016 Updates: Recommendation: File 26- Kubo				

**Petition for Probate of Will and for Letters Testamentary;
Authorization to Administer Under the IAEA**

DOD: 8/17/2016		ROBBIE G. LAWRENCE , son and named executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:												
		Full IAEA – o.k.	<p>Note: If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> Tuesday, March 21, 2017 for filing Inventory and Appraisal Tuesday, January 2, 2018 for filing the first account or petition for final distribution <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>												
		Will dated 11/5/2002													
Cont. from		Residence: Selma													
<input type="checkbox"/>	Aff.Sub.Wit.	s/p		Publication: The Selma Enterprise											
<input checked="" type="checkbox"/>	Verified														
<input type="checkbox"/>	Inventory														
<input type="checkbox"/>	PTC														
<input type="checkbox"/>	Not.Cred.														
<input checked="" type="checkbox"/>	Notice of Petn Admin														
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<input checked="" type="checkbox"/>	Aff.Pub.		<p>Estimated value of Estate:</p> <table> <tr> <td>Personal property</td> <td>\$</td> <td>15,000.00</td> </tr> <tr> <td>Annual gross income:</td> <td>\$</td> <td>0.00</td> </tr> <tr> <td>Real property:</td> <td>\$</td> <td>60,000.00</td> </tr> <tr> <td>Total:</td> <td>\$</td> <td>75,000.00</td> </tr> </table> <p>Probate Referee: Rick Smith</p>	Personal property	\$	15,000.00	Annual gross income:	\$	0.00	Real property:	\$	60,000.00	Total:	\$	75,000.00
Personal property	\$	15,000.00													
Annual gross income:	\$	0.00													
Real property:	\$	60,000.00													
Total:	\$	75,000.00													
<input type="checkbox"/>	Sp.Ntc.														
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<input type="checkbox"/>	Objections														
<input type="checkbox"/>	Video Receipt														
<input type="checkbox"/>	CI Report														
<input type="checkbox"/>	9202														
<input checked="" type="checkbox"/>	Order														
<input type="checkbox"/>	Aff. Posting		<p>Reviewed by: SEF</p> <p>Reviewed on: 10/12/2016</p> <p>Updates:</p> <p>Recommendation: SUBMITTED</p> <p>File 27- Lawrence</p>												
<input type="checkbox"/>	Status Rpt														
<input type="checkbox"/>	UCCJEA														
<input type="checkbox"/>	Citation														
<input type="checkbox"/>	FTB Notice														

Petition for Letters of Administration. Authorization to Administer under the Independent Administration to Estates Act

DOD: 10/2/97		REBEKAH S. GILPIN , Daughter, is Petitioner and requests appointment as Administrator with Full IAEA without bond.	NEEDS/PROBLEMS/COMMENTS:
		All heirs nominate petitioner and waive bond.	
		Full IAEA – ok	<p>1. Surviving Spouse Dorothy F. Jones states the decedent <u>had a will</u> that was executed at the same time as the family trust, and she <u>has a copy</u>, but the original cannot be found.</p> <p>However, the copy is not provided, nor are the terms described, and Petitioner requests the Court find and order that the decedent died <u>intestate</u>, rather than to probate the lost will under §8223.</p> <p>The Court may require authority to proceed as requested, or may require a copy of the lost will for review.</p> <p>Note: If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> Monday, March 13, 2017 for filing the Inventory and Appraisal Monday, December 18, 2017 for filing the first account or petition for final distribution.
<input type="checkbox"/>	Aff.Sub.Wit.	Decedent died intestate (See #1)	
<input checked="" type="checkbox"/>	Verified	Residence: Fresno	
<input type="checkbox"/>	Inventory	Publication: Business Journal	
<input type="checkbox"/>	PTC	Estimated value of estate:	
<input type="checkbox"/>	Not.Cred.	Personal property: \$205,258.30	
<input checked="" type="checkbox"/>	Notice of Hrg	Annual income: \$ 6,157.70	
<input checked="" type="checkbox"/>	Aff.Mail	Total: \$211,416.00	
<input checked="" type="checkbox"/>	Aff.Pub.	Probate Referee: Rick Smith	
<input type="checkbox"/>	Sp.Ntc.	Nomination of Person Entitled to Letters, and Support to Grant Full Authority under IAEA signed by Surviving Spouse Dorothy F. Jones states she and the decedent were married 3/28/45 and there are four children of the marriage. The decedent died 10/2/97.	
<input type="checkbox"/>	Pers.Serv.	On 2/21/96 they established the Shannon and Dorothy Jones Family Revocable Living Trust , which has now been divided into a marital and family trust as a result of the decedent's death.	
<input type="checkbox"/>	Conf. Screen	In May 2016 , a statement addressed to the decedent from was received Great-West indicating a tax-deferred 403(b) account was still open with a balance as of 12/31/15 of \$205,258.30. When contacted, Great-West responded that no beneficiary was named and Letters Testamentary would be necessary to capture the account.	
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	<p>Mrs. Jones states the decedent signed a will on 2/21/96, and she has a copy of the will, but cannot locate the original. She has inquired with the clerk's office and the attorney who wrote the will and trust, but no original has been found.</p> <p>Mrs. Jones states she has priority under §8461 and in light of her age, desires that her daughter be appointed administrator.</p>	
			<p>Reviewed by: skc</p> <p>Reviewed on: 10/12/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 28- Jones</p>